

VIA EFS

Date of Deposit: September 8, 2010

Attorney Docket Number: 21465-508001US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application Number	:	10/767,899	Confirmation No.	6163
Applicants	:	Jan <b>BERKA</b> , <i>et al.</i>		
Filed	:	January 28, 2004		
TC/A.U.	:	1637		
Examiner	:	David C. <b>THOMAS</b>		
Docket No.	:	21465-508001US		
Customer No.	:	35437		
For	:	<b>BEAD EMULSION NUCLEIC ACID AMPLIFICATION</b>		

**EFS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449 in the above-identified application, copies of which are submitted herewith. In accordance with MPEP §609(III)(A)(2), copies of the cited U.S. patents and U.S. publication are not required.

Applicants hereby certify, as specified in 37 C.F.R. §1.97(e), that each item of information contained in this Supplemental Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than thirty (30) days prior to the filing of this Supplemental Statement. Accordingly, no fee or certification is believed due under 37 C.F.R. § 1.97(e)(1).

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims. It is also respectfully requested that the Examiner initial, sign and date, and return a copy of the signed modified Form PTO-1449 with the next U.S. PTO communication, to evidence that the cited information has been fully considered by the U.S. Patent and Trademark Office during the examination of this application.

Applicants: Jan Berka, *et al.*  
U.S.S.N.: 10/767,899  
VIA EFS  
Date of Deposit: September 8, 2010

Attorney Docket Number: 21465-508001US

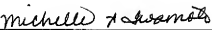
By submitting this Supplemental Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

The order of presentation of the references should not be construed as an indication of the importance of the references. The Examiner is urged to form his/her own conclusion regarding the relevance of the cited information.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21465-508001US, Customer No. 35437.

Respectfully submitted,

Date: September 8, 2010

  
Ivor R. Elrifi, Reg. No. 39,529  
Michelle A. Iwamoto, Reg. No. 55,296  
Attorneys for Applicants  
MINTZ, LEVIN, COHN, FERRIS, *et al.*  
666 Third Avenue, 24<sup>th</sup> Floor  
New York, NY 10017  
Telephone: (212) 935-3000  
Telefax: (212) 983-3115